

1 MCGREGOR W. SCOTT
United States Attorney
2 TANYA B. SYED
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700
Facsimile: (916) 554-2900
5

6 Attorneys for Plaintiff
United States of America
7

8
9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 REGINALD THOMAS,
15 Defendant.
16

CASE NO. 2:20-CR-012-MCE

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

DATE: July 1, 2021

TIME: 10:00 a.m.

COURT: Hon. Morrison C. England, Jr.

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for status on July 1, 2021.

21 2. By this stipulation, defendant now moves to continue the status conference until
22 September 30, 2021, and to exclude time between July 1, 2021, and September 30, 2021, under Local
23 Code T4.

24 3. The parties agree and stipulate, and request that the Court find the following:

25 a) The government has represented that the discovery associated with this case
26 includes numerous reports and related documents, photographs, audio recordings, and videos.
27 All of this discovery has been either produced directly to counsel and/or made available for
28 inspection and copying.

1 b) Upon defendant's request, new counsel for the defendant was appointed on June
2 22, 2021. This is the second time new counsel has been appointed for the defendant. Counsel
3 for defendant desires additional time to conduct investigation and research related to the charges,
4 review discovery for this matter, to discuss potential resolutions with his client, and to otherwise
5 prepare for trial.

6 c) Counsel for defendant believes that failure to grant the above-requested
7 continuance would deny him the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence.

9 d) The government does not object to the continuance.

10 e) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of July 1, 2021 to September 30,
15 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
16 T4] because it results from a continuance granted by the Court at defendant's request on the basis
17 of the Court's finding that the ends of justice served by taking such action outweigh the best
18 interest of the public and the defendant in a speedy trial.

19 /

20 /

21 /

22 /

23 /

24 /

25 /

26 /

27 /

28 /

1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

5
6
7 Dated: June 29, 2021

McGREGOR W. SCOTT
United States Attorney

8
9 /s/ TANYA B. SYED
TANYA B. SYED
Assistant United States Attorney


10
11
12 Dated: June 29, 2021

/s/ ETAN ZAITSU
ETAN ZAITSU
Counsel for Defendant
REGINALD THOMAS

13
14
15
16
17 **ORDER**

18 IT IS SO ORDERED.

19
20 Dated: July 2, 2021

21 
22 MORRISON C. ENGLAND, JR.
23 SENIOR UNITED STATES DISTRICT JUDGE
24
25
26
27
28